



Massachusetts Department of Labor Standards
Investigations & Enforcement Unit
19 Staniford Street, 2nd Floor
Boston, MA 02114

406B/RRP INSPECTION REPORT

General Information

Inspection Logistic Information

Case ID:

Inspector(s): Alex Murphy Inspection Date/Time: 8/30/2019
Project Address: 12 Arnold Circle Building/Room: N/A
(City/Town): Cambridge
Facility Owner: Kenneth Krohn Contact Person: Joe Hennessey
Telephone Number: (781) 842-2996 Email: jhennessey@kemscorp.com
Project/Work
Start date: U/A End date: U/A

Contractor

Business Name: U-Call We Haul
Business Address: 3 Jerome St # 238, Medford, MA 02155
Mailing Address: Same
Telephone: (781) 483-3360 Email: jmvco@aol.com
Contact Person: John Matthews

License

Contractor License Number: LR004105 Exp. Date: U/A
Home Improvement Contractor No.: U/A Exp. Date: U/A
Construction Supervisor License No.: U/A Exp. Date: U/A
Worker's Comp Policy: U/A Exp. Date: U/A
Supervisor on site/Responsible Party: Yes ☒ No ☐
Supervisor Name: John Matthews
License/Certification Number: 15-0483-374-264969 Exp. Date: 11/20/2020

Reason for inspection:

Complaint ☒ Follow-up ☐ Random Selection ☐ Emergency Project ☐ Other ☐

Premises:

Single Residence ☐ Rental Property ☒ Public Housing ☐ Target Housing ☐ Child-Occupied Facility ☐
Number of Dwelling Units: Other:
School ☐ Commercial ☐

Activity:

Removal ☒ Replacement ☒ Covering ☐ Dry/Wet Scraping ☒ Power Operated Equipment ☐
Enclosure ☐ Encapsulation ☐

Personnel On Site

Name – Other Personnel	Company/Agency	License/Training Certification No.	Exp. Date

Notes

454 CMR 22.11: Work Practices and Other Requirements for Renovation Work

	Yes	No	N/A
(1) Licensed as Lead-Safe Renovation Contractor, Deleading Contractor or Contractor Licensing Waiver	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
(2) Individuals performing renovation work are Certified Lead-Safe Renovator-Supervisors, Licensed Deleader-Supervisors or Licensed Deleader-Workers	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
(3) Persons participating in Renovation Work in the capacity of workers have received training specified by 454 CMR 22.08(4)9i) and the OSHA Lead in Construction Standard, 29 CFR Part 1926.62(l)(2)	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
(4) Renovation workers > 18 years of age	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
(5) Evidence of eating, drinking, smoking, chewing gum or tobacco, or applying cosmetics in an Work Area	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
(6) Renovation, repair and painting activities six (6) square feet insider per room or twenty (20) square feet outside	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
(7) Window replacement or demolition of lead-painted surfaces	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>

(a) Work Practice Requirements

(1) Open-flame burning or torching to remove lead paint prohibited	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
i. Are Power tools equipped with HEPA-filtered exhaust ventilation	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
ii. Do Heat guns that operate at temperatures < 1,100 degrees Fahrenheit	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
(2) Restricted access to Work Site	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
(3) Warning signs posted/barriers erected	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>

Yes No
N/A

(b) Work Practices for Interior Renovations



(1) Forced air HVAC systems shut down	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
(2) Ducts covered w/poly and tape	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
(3) Moveable objects removed from the Work Area	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
(4) Objects covered & Sealed w/poly & tape for the duration of the Renovation Project	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
(5) Work Area isolated from adjacent interior spaces by plastic sheeting	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

(6) Integrity of containment maintained until post-renovation cleaning verification is met	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
(7) Work area containment does not interfere with occupant or worker egress	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
(8) Doors used as an entrance to the Work Area covered in such a manner as to allow workers to pass through, while confining dust and debris	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
(9) Windows in the Work Area closed and covered with poly and tape	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
(10) Floors covered with poly and extending a minimum of six feet beyond the perimeter of surfaces being renovated or a sufficient distance to contain the dust, whichever is greater (except where the floor itself is included in the renovation project)	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
(11) Any evidence of dust or debris outside the work area	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
(12) Tack mats in use	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
(13) All personnel, tools, and equipment are dust free prior to leaving work area	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A

Yes No
N/A

(c) Exterior Work Site Preparation



(1) Doors and windows within a horizontal distance of 20 feet from the area where the work is taking place, on the same floor, and on all floors below closed	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
(2) Plants and ground covered with tarpaulin/plastic sheeting? Covering extend 10 feet from the surfaces undergoing renovation or a sufficient distance to collect all paint debris	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> N/A
(3) Generated lead dust or debris confined to the immediate Work Area Barriers/controls used to comply with 454 CMR 22.11(9)(e)3	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> N/A
(4) Paint chips/debris dropped < 40 feet	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A
(5) Dust-tight chutes/enclosures > 40 feet	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A

Yes No
N/A

(d) Clean-up Requirements



(1) All surfaces HEPA vacuumed or wet washed with tri-sodium phosphate or equivalent	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A
(2) All equipment HEPA vacuumed or wet washed with tri-sodium phosphate or equivalent. Dry sweeping and compressed air release employed as cleaning methods	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A
(3) HEPA vacuum equipped with a beater bar when vacuuming carpets and rugs	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A

(4) Plastic sheeting and other barriers remained in place until Work Area requirements of 454 CMR 22.11(9)(h) have been met	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	-
(5) Interior horizontal surfaces cleaned by HEPA vacuuming followed by wet wiping or mopping	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	-
(6) Interior vertical surfaces cleaned by HEPA vacuuming or by wet wiping	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	-
(7) Work Area cleaned of all visible contamination at the end of each day. Lead-contaminated materials securely contained in the Work Area or disposed according to applicable EPA and DEP regulations	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	-
(8) All equipment used in Renovation work cleaned of visible dust and debris prior to removal from the Work Area	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	-
(9) At the conclusion of the Renovation Project, surfaces in the Work Area cleaned to the level of no visible dust and debris using HEP vacuuming, mopping, washing or a combination of these three methods	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	-

Yes No
N/A

(e) Waste Disposal ☐

(1) Lead waste material carried out in accordance with applicable EPA, DOT and DEP	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	-
(2) Plastic sheeting used during Renovation Work disposed of as waste at the conclusion of each Renovation Project	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	-
(3) Tarpaulins used for covering of plants and ground cleaned of all visible dust and debris by HEPA-vacuuming or the use of wet cleaning methods before being re-used for other exterior work	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	-
(4) Tarpaulins previously used to cover the ground and plants used for interior Renovation Work	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	-

Yes No
N/A

(f) Post Cleaning Verification ☒

(1) Interior Work Area meets the associated standard for cleaning set forth in Appendix 2 or Lead Dust Monitoring set forth at 105 CMR 460.170(B)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	-
(2) Exterior Work Area passes the visual inspection	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	-

Recordkeeping

On-Site Records

1. If applicable, licenses/certifications produced upon request for all persons
Yes ☒ No ☐ N/A ☐
2. If applicable, copies of all Certifications (training certificates) or Licenses
Yes ☒ No ☐ N/A ☐
3. Records related to paint testing by a recognized Test Kit to determine the presence of lead-based paint or paint debris in or on components disturbed by the Renovation Work for this project
Yes ☐ No ☒ N/A ☐
4. If Test Kit used, schematic/description of locations and surfaces tested
Yes ☐ No ☒ N/A ☐
5. Copy of acknowledgement of handing out Renovate Right booklet
Yes ☐ No ☒ N/A ☐
6. Training records for workers on site
Yes ☐ No ☒ N/A ☐
7. Sign in Log
Yes ☐ No ☒ N/A ☐

Post-Completion Records

1. Were Test Kit results provided to owner
Yes ☐ No ☐ N/A ☒
2. Written statement that LSR-SF provided oversight and performed post-reno cleaning verification
Yes ☐ No ☒ N/A ☐
3. Documentation of post-reno cleaning verification results for window, floor surfaces and counter, (results of which must be briefly described, including the number of wet and dry cloths used)
Yes ☐ No ☒ N/A ☐

If contractor is not in compliance, did you:

Provide Renovate Right Pamphlet to owners & occupants

Yes ☐ No ☐ N/A ☒

Provide RRP information and compliance assistance to contractor

Yes ☒ No ☐ N/A ☐

Has the contractor been made aware of TSCA 406B or 22.11 previously?

Yes ☒ No ☐ N/A ☐

Summary of Inspection

8/30/2019

Department of Labor Standards (DLS) conducted an inspection at 12 Arnold Circle, Cambridge, MA. The property is an unoccupied four-story building built in 1900.

The property owner/developer is Joe Hennessey dba Kems Corp, LLC. The contractor hired to demo the interior of the property is U Call We Haul, out of Medford, MA.

At the time of the inspection neither the developer or the demolition contractor were licensed by DLS as a Lead Safe Renovation Contractor (LSR). There was also a significant amount of demolition related painted debris by the dumpster/front of the property and a large window on the ground/uncontained in the back yard of the property.

DLS issued a Stop Work Order and required the developer/demo contractor clean the exterior of the property.

10/1/2019

U Call We Haul is still not licensed as a LSR Contractor.

Their application is incomplete.

10/10/2019

U Call We Haul's LSR application has been approved. License number LR004105. Stop Work Order has subsequently been lifted.